IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

THE HON'BLE SRI JUSTICE A. GOPAL REDDY

WRIT PETITION No. 7630 OF 2006

Date:18.04.2006

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BETWEEN:

Athili Appala Swamy

…. PETITIONER

And

1. The Divisional Cooperative Officer, VUDA Complex, Siripuram Junction, Visakhapatnam, and another.

…. RESPONDENTS

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THE HON'BLE SRI JUSTICE A. GOPAL REDDY

WRIT PETITION No. 7630 OF 2006

ORDER:

This writ petition is misconceived for the reason that even according to the averments made in the affidavit, the petitioner entered into an agreement with the second respondent-society, and subsequently, the said agreement has been cancelled. Now it is submitted that the society, which is a bogus society and is not in possession, is trying to grab the property of the petitioner. It is also submitted that the president and secretary are doing real estate business under the shelter of the society. In view of the same, he made a complaint to the first respondent to enquire

into the affairs of the society. Alleging that no action has been taken, the petitioner filed the present writ petition to take action on the complaint made by him.

The petitioner is neither a member of the society nor anything to do with the affairs of the said society. If the society is trying to grab the property, the remedy left open for the petitioner is to move the appropriate civil Court for protection of the property.

It is well settled that Article 226 cannot be invoked to settle the personal disputes between the parties. Merely because a complaint is made against the second respondent, the petitioner cannot give statutory flavour to the said complaint for invoking the jurisdiction of this Court.

Accordingly, the Writ Petition fails and the same is dismissed. No costs.

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(A. Gopal Reddy, J.)

18th April, 2006

Js.